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Attorneys for Defendants  
JOSEPH R. MATEL, M.D.  
and RICHARD FLINDERS, M.D.

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

VALERIE GEORGE, as Administrator and  
personal Representative of THE ESTATE  
OF RYAN GEORGE; VALERIE GEORGE  
and TAJMAH BEAUCHAMP, as Legal  
Representatives for Jaida George and  
Ryan George, Jr.; VALERIE GEORGE,  
Individually; DONALD GEORGE; and  
TAJMAH BEAUCHAMP, Individually,

Plaintiffs,

vs.

SONOMA COUNTY SHERIFF'S  
DEPARTMENT; BILL COGBILL;  
COUNTY OF SONOMA; CALIFORNIA  
FORENSIC MEDICAL GROUP, INC.;  
JAMES LUDERS, M.D.; MICHAEL E.  
DAGEY, R.N.; SUTTER HEALTH;  
SUTTER MEDICAL CENTER OF SANTA  
ROSA; EDWARD W. HARD, M.D.;  
RICHARD FLINDERS, M.D.; JOSEPH N.  
MATEL, M.D.; NORWICK JANIAN, M.D.;  
and DOES 1 through 25, inclusive,

Defendants.

No. C-08-02675 EDL

**STIPULATION AND [PROPOSED]  
ORDER DROPPING DEFENDANTS  
RICHARD FLINDERS, M.D.'S AND  
JOSEPH MATEL, M.D.'S MOTION  
TO DISMISS WITH PREJUDICE**

Date: Tuesday, January 26, 2010  
Time: 2:00 p.m.  
Courtroom: E, 15<sup>th</sup> Floor  
Hon. Elizabeth D. Laporte

Third Amended Complaint Filed:  
February 24, 2009

Jury Trial Date: September 7, 2010

**JURY TRIAL DEMANDED**

Plaintiffs, by and through their attorneys of record, and defendants  
Richard Flinders, M.D. and Joseph Matel, M.D., by and through their attorneys of

record hereby stipulate as follows:

1. Defendants Richard Flinders, M.D. and Joseph Matel, M.D. have filed a motion to dismiss. The matter is currently set for hearing to take place on Tuesday, January 26, 2010, at 2:00 p.m. before the Honorable Elizabeth D. Laporte.

2. Counsel for moving defendants has reviewed the plaintiffs' opposition to the motion to dismiss. Based upon the authorities reviewed, counsel for moving defendants have asked plaintiffs to stipulate that the motion should be dropped with prejudice and without the need for a hearing on the merits of the motion.

3. The parties respectfully ask the Court for an Order dropping the motion to dismiss with prejudice.

HASSARD BONNINGTON LLP

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R. Wesley Pratt

Attorneys for Defendants  
JOSEPH R. MATEL, M.D. and RICHARD  
FLINDERS, M.D.

SANFORD WITTELS & HEISLER, LLP

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Steven L. Wittels

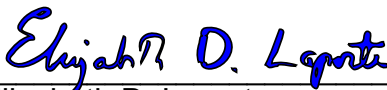
Attorneys for Plaintiffs

**ORDER**

Defendants Richard Flinders, M.D. and Joseph Matel, M.D. have filed a motion to dismiss pursuant to Rule 12 of the Federal Rules of Civil Procedure. Plaintiffs and moving Defendants, by and through their respective attorneys of record, ask this Court to drop the motion from calendar with prejudice. The Court hereby accepts the stipulation and drops the matter with prejudice and without reaching the merits of the motion.

IT IS SO ORDERED.

Dated: January 13, 2010

  
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Elizabeth D. Laporte  
United States Magistrate Judge